CF/4004

(1)

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P.No.3753 OF 2003.

003

PETITIONERS :-

1. Sundermani Patel, S/o Late Shri Chandi Prasad Patel, Aged about 60 years.

2. Gourishankar Patel, S/o Late Shri Chandi Prasad, Aged about 58 years.

3. Krishna Kumar Patel, S/o Late Shri Chandi Prasad Patel, Aged about 51 years.

4. Babulal Patel, S/oLate shri Chandi Prasad Patel, Aged about 58 years.

All petitioners are resident of Village-Chhuchhubhata, Tahsil-Dabhra, District Janjgeer-Champa, (C.G.).

V E R S U S

RESPONDENTS :

1. State of Chhattisgarh, Through:- The Secretary, Water Resources Department, D.K.S. Bhawan, Raipur,(C.G.).

2. The Executive Engineer, Hasdeo Pariyojna, District Janjgeer-Champa, (C.G.).

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

TO,

THE HON'BLE CHIEF JUSTICE AND HIS HON'BLE COMPANION JUDGES OF THE HON'BLE HIGH COURT OF CHHATTISGARH AT BILASPUR, (CHHATTISGARH).

MAY THIS PLEASE TO YOUR LORDSHIP

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.3753/ सन् 2003

059

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

7-7-2005

Mr. Rajesh Pandey, counsel for the petitioners.

Mr. Yashwant Singh Thakur, Govt. Advocate for the State/ respondents.

Heard both the counsel on I.A.No.5397/2005, application for disposal of the writ petition.

It has been mentioned in the application that the writ petition has been filed on the ground that the respondents are constructing canal on the petitioners' land without acquisition of the land and without paying any compensation. It is submitted that the petitioners have filed an agreement entered into between the petitioners and the respondents regarding willingness/no objection of the petitioners if the respondents construct the canal on their agricultural land, and the agreement is dated 28-5-2005.

Learned counsel for the petitioners does not dispute the above fact. Therefore, the petitioners have themselves entered into an agreement with the respondents allowing the respondents to construct canal on the land in question.

In view of the above facts, the writ petition has become infructuous and it is accordingly, dismissed as having become infructuous.

Consequently, M.(W.)P.No.3378/2003, I.A.Nos.5397/2005 and 5398/2005 stand disposed of.

Sd/-
L.C.BHADOO
Judge

(पीछे देखिये)